

SEPARATION AGREEMENT

You may use this form if during your divorce, you want to settle the issues of your marriage such as financial assistance from your spouse; custody and/ or visitation of your children; or need to have marital property/debts divided between you and your spouse, and you want to present an uncontested divorce to the court.

YOU WILL NOT WANT TO HANDLE THIS MATTER ON YOUR OWN UNDER THE FOLLOWING CIRCUMSTANCES, AND SHOULD CONSULT AND ATTORNEY.

You should consult an attorney when filing legal papers to be sure that your rights are protected, and that all procedures are correctly followed, particularly if:

- \$ THE CASE IS CONTESTED AND YOUR SPOUSE HAS A LAWYER.
- \$ YOU THINK YOU WILL HAVE DIFFICULTY OBTAINING DOCUMENTS FROM YOUR SPOUSE, SO THERE MAY NOT BE A FULL DISCLOSURE OF ASSETS.
- \$ YOU AND YOUR SPOUSE HAVE A HOUSE, PENSION, OR A LARGE AMOUNT OF PROPERTY OR INCOME
- \$ THERE MIGHT BE TAX ISSUES TO BE RESOLVED.

It is advisable to have an attorney advise or represent you when filing legal papers to be sure that your rights are protected and that all the procedures are correctly followed. **Courthouse personnel are prohibited by state law O.C.G.A. § 15-19-51 from giving legal advice.** Different situations may require special procedures and courthouse personnel cannot advise you on how to proceed or what forms may be necessary in specific situations.